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9 Attorneys for Defendant

10 UNITED STATES DISTRICT COURT
12 EASTERN DISTRICT OF CALIFORNIA

13 SEAN JAMES DOWNING,

14 Plaintiff,

15 vs.

16 COMMISSIONER OF SOCIAL SECURITY,

17 Defendant.

Civil No. 2:23-cv-02198-DMC

18 STIPULATION TO VOLUNTARY REMAND
PURSUANT TO SENTENCE FOUR OF 42
U.S.C. § 405(g); ORDER

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20 IT IS HEREBY STIPULATED, by and between the parties, through their respective
21 counsel of record, with the approval of the Court, that this action be remanded for further
22 administrative proceedings pursuant to sentence four of 42 U.S.C. § 405(g).

23 On remand, the Commissioner will offer Plaintiff the opportunity for a hearing, take
24 further action to develop the administrative record, as necessary, and issue a new decision.

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1 The parties further request that the Clerk of the Court be directed to enter a final
2 judgment in favor of Plaintiff, and against Defendant, reversing the final decision of the
3 Commissioner.

4 Respectfully submitted,

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6 Dated: April 11, 2024

GERRARD LAW OFFICES

7 By: /s/ Josephine Gerrard*
8 JOSEPHINE GERRARD
9 Attorney for Plaintiff
[*as authorized by email on Apr. 11, 2024]

10 Dated: April 15, 2024

11 PHILLIP A. TALBERT
12 United States Attorney
13 MATHEW W. PILE
14 Associate General Counsel
Office of Program Litigation, Office 7

15 By: /s/ Margaret Branick-Abilla
16 MARGARET BRANICK-ABILLA
17 Special Assistant United States Attorney
Attorneys for Defendant

18 **ORDER**

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20 Pursuant to stipulation, IT IS SO ORDERED.

21 Dated: April 15, 2024



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23 DENNIS M. COTA
24 UNITED STATES MAGISTRATE JUDGE
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